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1743

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| Applicant(s) | Ellen M. Heath, et al. | TRANSMITTAL FORM UNDER 37 CFR § 1.8 (SMALL ENTITY) |
| Serial No. | 09/420,965 | |
| Filing Date | October 20, 1999 | |
| Group Art Unit | 1743 | |
| Examiner Name | Gordon, B. | |
| Attorney Docket No. | 101.010US01 (formerly 1074.010US01) | |
| Title: MIXING AND POURING APPARATUS AND VESSEL THEREFOR | | |

BOX Amendment No Fee
Commissioner for Patents
Washington, DC 20231

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| Enclosures |
| <p>The following documents are enclosed: <input checked="" type="checkbox"/> An Amendment and Response (5 pages); <input checked="" type="checkbox"/> 12 PAGES OF FORMAL DRAWINGS; <input checked="" type="checkbox"/> Copy of Communication to Draftsperson; <input checked="" type="checkbox"/> Return Postcard</p> <p>Please charge any additional fees or credit any overpayments to Deposit Account No. 501373.</p> |

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| Signature | | | | Date | July 11, 2002 |
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| EXPRESS MAIL |
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| These papers and fees are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and addressed to the Commissioner for Patents, Washington, D.C. 20231, ATTN: Box Amendment No Fee |



D. Lawrence
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Heath et al Docket: 101.010US01
Serial No.: 09/420,965 ✓ Group Art: 1743 ✓
Filed: October 20, 1999 ✓ Examiner: Gordon, B. ✓
Title: MIXING AND POURING APPARATUS AND VESSEL ✓
THEREFOR ✓

Commissioner for Patents
Washington, D.C. 20231
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RESPONSE

Sir:

In response to the Office Action mailed April 11, 2002, Applicant responds as follows.

REMARKS

Applicant thanks the Examiner for the withdrawal of the drawing objections, and submits corrected drawings herewith in accordance with paragraph 1 of the Office Action. A copy of the Communication to Chief Draftsman is also enclosed, the original of which, along with the Formal Drawings, is being sent on even date herewith to the attention of the Chief Draftsman.

In response to paragraph 4 of the Office Action, the Examiner is correct in the determination of an error. Applicant did intend to cancel claims 10 and 11, not claims 9 and 10.

Applicant thanks the Examiner for the withdrawal of the rejections under § 112.

Rejections under 35 USC §102

Claim 1 was rejected under 35 USC § 102(b) as being clearly anticipated by Laguna Valderrama, US Patent No. 5,811,060. Applicant traverses this rejection.

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